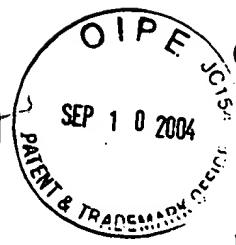


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00766.000043

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
AKIHIRO UMEZAWA, ET AL. ) Examiner: Ram R. Shukla  
Application No.: 09/749,728 ) Group Art Unit: 1632  
Filed: December 28, 2000 )  
For: THE CELL HAVING THE )  
POTENTIALITY OF )  
DIFFERENTIATION INTO )  
CARDIOMYOCYTES ) : September 9, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed together with a copy of the Supplementary European Search Report in a counterpart foreign application.

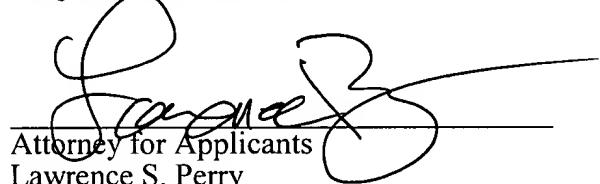
STATEMENT UNDER 37 C.F.R. § 1.97(e)

Each item of information in this information disclosure statement was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing date of this Statement.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



\_\_\_\_\_  
Attorney for Applicants  
Lawrence S. Perry  
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NY MAIN 450867v1

ATTY DOCKET NO.  
**00766.000043**APPLICATION NO.  
**09/749,728**

APPLICANT

**Akihiro Umezawa, et al.**

SEP 10 2004

FILING DATE

**December 28, 2000**

GROUP

**1632**

## U.S. PATENT DOCUMENTS

| EXAMINER INITIAL |  | DOCUMENT NUMBER | PATENT & TRADEMARK<br>SEARCHED | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|------------------|--|-----------------|--------------------------------|------|-------|----------|----------------------------|
|                  |  |                 |                                |      |       |          |                            |
|                  |  |                 |                                |      |       |          |                            |
|                  |  |                 |                                |      |       |          |                            |
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|                  |  |                 |                                |      |       |          |                            |
|                  |  |                 |                                |      |       |          |                            |

## FOREIGN PATENT DOCUMENTS

|  |  | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION YES/NO/ OR ABSTRACT |
|--|--|-----------------|------|---------|-------|----------|---------------------------------|
|  |  | WO 00/44882     | 8/00 | PCT     |       |          |                                 |
|  |  |                 |      |         |       |          |                                 |
|  |  |                 |      |         |       |          |                                 |
|  |  |                 |      |         |       |          |                                 |
|  |  |                 |      |         |       |          |                                 |

## OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)

|  |  |  |
|--|--|--|
|  |  | Hu, et al., "Transidfferentiation of myoblasts by the adipogenic transcription factors PPAR $\gamma$ and C/EBP $\alpha$ ", Proc. Natl. Acad. Sci., Vol. 92, No. 21 (1995), pages 9856-9860 |
|  |  | Rosen, et al., "PPAR $\gamma$ Is Required for the Differentiation of Adipose Tissue <i>In Vivo</i> and <i>In Vitro</i> ", Molecular Cell, Vol. 4, No. 4 (1999), pages 611-617              |
|  |  |  |
|  |  |  |

EXAMINER

DATE CONSIDERED

'EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Sheet 1 of 1